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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,
Plaintiff,

v.

N'GUESSEN YAO AND MICHAEL SHOR,
Defendants.

COTE D'IVOIRE,

Petitioner.

No. 10-CR-00434 RMW

ANCILLARY PROCEEDING

STIPULATION RE: TRANSCRIPT OF SUMMARY
JUDGMENT PROCEEDING IN DISTRICT COURT
~~CONFIDENTIAL~~

On June 23, 2014, appellant petitioner the Republic of the Cote d'Ivoire ("Cote d'Ivoire") filed a motion to correct the transcript of the summary judgment hearing. *See* Appellant's Motion for Correction of Record, filed June 23, 2014. Initially, the court reporter provided a transcript with certification. *Id.*, Exhibit 1. After counsel for the Cote d'Ivoire suggested changes, the court reporter provided another transcript without certification. *Id.*, Exhibit 3. Unable to obtain additional changes, the Cote d'Ivoire filed a motion for additional changes to Exhibit 3.

To resolve the Cote d'Ivoire's motion without further litigation, the parties agree to the following changes to Exhibit 3 to the Cote d'Ivoire's motion which is the transcript the court reporter provided to counsel for the Cote d'Ivoire by email on or about May 23, 2014:

1. Page 2, line 23: Change "the non moving party evidence" to "the non-moving party's evidence";
2. Page 4, line 13: Change "government file" to "government's file";
3. Page 6, line 13: Change "accounts" to "account";
4. Page 6, line 20: Change the word " Antigua" to "Republic of";
5. Page 8, line 10: Take out ". That";
6. Page 8, line 11: Change "all the sudden" to "all of a sudden";
7. Page 8, line 11: Change "there" to "this";
8. Page 8, line 12: Take out the "." at the end of that line after the word "dismiss";
9. Page 8, line 13: Change ",", to "." before the words "It's not.";
10. Page 8, line 25: Change "Well, there was in" to "He says, well there was a";
11. Page 9, line 17: Change the word "minster" to "minister";
12. Page 9, line 21: Change the word "minster" to "minister";
13. Page 9, line 24: Change "is no longer empowered. And is sufficiently corrupt, that is being charged before an international court" to "is no longer empowered, and is sufficiently corrupt, that it is being charged before an international court";
14. Page 10, line 1: Change the word "minster" to "minister" ;
15. Page 11, line 11: Change the word "minster" to "minister";
16. Page 11, lines 24-25: Change "it was not that it was ultra vires" to "it was ultra vires";
17. Page 12, line 3: Change the word "minster" to "minister";

1 18. Page 12, line 4: Change the word "minster" to "minister";

2 19. Page 13, line 18: Change the word "undermind" to "undermine"; and

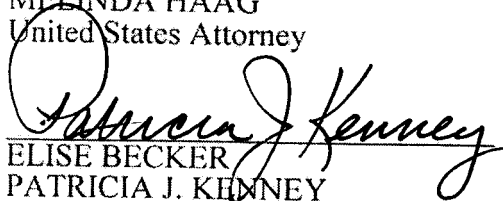
3 20. Page 14, line 21: Change the word "not" to "note".

4 In stipulating to the above changes, the parties submit that there are additional transcription errors
5 which are difficult to correct because of the passage of time.

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7 IT IS SO STIPULATED:

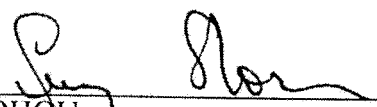
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9 Dated: July 2, 2014

MELINDA HAAG
United States Attorney


ELISE BECKER
PATRICIA J. KENNEY
Assistant United States Attorneys
Attorneys for the United States

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14 Dated: July 02nd, 2014

SOHOU LAW


GUY SOHOU
Admitted *Pro Hac Vice* as the
Attorney for the Republic of Cote d'Ivoire

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18 IT IS SO ORDERED ON THIS FE OF JULY, 2014.

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HONORABLE RONALD M. WHYTE
United States District Judge